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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 112, effective on May 29, 2000,
provides for continued examination of a utility or plant application
filed on or after June 8, 1995,
See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/823,767
Filing Date	March 30, 2001
First Named Inventor	Y. Shibasaki
Group Art Unit	2872
Examiner Name	S. H. Seyrafi
Attorney Docket Number	24,943 USA

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14855 (Mar. 20, 2000). 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE Practice.

1. Submission required under 37 C.F.R. § 1.114.

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☒ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 740.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Gary A. Hecht	Registration No. (Attorney/Agent)	36,826
Signature	<i>Gary A. Hecht</i>	Date	July 8, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box RCE, Commissioner for Patents, Washington, D.C. 20231

Name (Print/Type)	Patricia M. Frisoli
Signature	<i>Patricia M. Frisoli</i>
Date	July 8, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

08-22-02 11:38am From-

T-684 P.004/013 F-266

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TECHNOLOGY CENTER 2800

marked
up
10/27

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Y. Shibazaki

Application No.: 09/823,767

Filing Date: March 30, 2001

For: Optical Element Holding Device for
Exposure Apparatus

Group Art Unit: 2872

Examiner: S. H. Seyrafi

Attorney Docket No. 24,943

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Box RCE, Commissioner for Patents, Washington, D.C. 20231, on July 8, 2002.

Patricia M. Frisoli
Patricia M. Frisoli

Box RCE
Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT SUBMISSION WITH RCE - 37 C.F.R. §1.114

This amendment submission is being filed with a Request for Continued Prosecution (RCE) in the above identified case. An IDS submission is also being forwarded with this amendment.

The application stands allowed pursuant to a Notice of Allowance dated 4/8/02 with the issue fee due July 8, 2002. The issue fee was not paid.

Please amend the application as set forth below:

TELECOPY COVER SHEET

LAW OFFICES OF
SYNNESTVEDT & LECHNER LLP
SUITE 2600 ARAMARK TOWER
1101 MARKET STREET
PHILADELPHIA, PA 19107
(215) 923-4466
TELECOPIER: (215) 923-2189

Please deliver the telecopy transmitted herewith to:

Name: Examiner Paula Britton

From: Gary A. Hecht, Esquire

Your Ref: Application No. 09/823,767

S&L Docket Number: 24,943 USA

Confirmation to follow: Yes XX No

A total of 13 pages, including this cover sheet, will be transmitted.

Name of Operator: Patricia M. Frisoli

Date sent: August 22, 2002 Time sent:

Telecopier number of recipient: 1-703-746-9339

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MESSAGE

Examiner Britton:

Attached is the following which you requested in our telephone conference of August 21, 2002.

Copy of check and postcard;
Request for RCE transmittal; and
Amendment Submission with RCE.

An IDS was also filed. Due to the length of the IDS papers, we are mailing these to you.

Gary Hecht

/pmf

Inventor / TM. Appl. Sh. Hazaki
 Client Onda

Appl. No. 09/523,767 Filing Date 3-30-01
 Docket No. 24943 USA Any. GAH
 Title of Invention / Mark Optical Element

The Patent / Trademark Office is in receipt of the following:

- ☐ Affidavit/Declaration, 37 CFR
☒ Amendment, 37 CFR 31.114
☐ Amendment to allege use
☐ Appeal notice/Appeal brief
☐ Appointment of domestic representative
☐ Assignment & cover sheet
☐ Cert. of correction request
☒ Cert. of Exp. Mailing, Date
 No.
☒ Cert. of mailing, Dated 7-8-02
☐ Charge deposit account, in duplicate
☒ Check \$ 740 for Filing Fee
☐ Demand for PVT examination
☐ Extension of time petition _____ months
☐ Extension of time to file Statement of Use
☒ IDS (information disclosure statement)
 PTO Form 1449: # of pages enc. 1
 # of references enc. 1
☐ Issue fee transmittal & advance order
☒ Letter RCF Transmittal
☐ Maintenance fee transmittal
☐ Opposition notice (in duplicate)
☐ Patent Application
 # of pages _____ # of pages of claims
 # of sheets of drawings
 Declaration/Oath: _____ signed _____ unsigned
 Transmittal letter

- ☐ PCT Application, transmittal, request & fee sheet
☐ Petition under 37 CFR
☐ Petition for cancellation
☐ Power of attorney
☐ Priority claim
☐ Renewal application
☐ Reply, 37 CFR
☐ Request for extension of time to file opposition notice
 (in triplicate)
☐ Section 8/Section 15 Affidavit/Declaration
☐ Specimens
☐ Statement of use
☐ Trademark/Service Mark Application
 Declaration
 Power of attorney
 Drawing
☐ Verified statement/Small entity
☐ Withdrawal
☐ Other

SYNNESTVEDT & LECHNER LLP
 1101 MARKET STREET
 PHILADELPHIA, PA 19107
 FED. ID #23-1143590

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